

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. NO.: 4547-01  
BILL NO.: HB 2043  
SUBJECT: Health Care Professionals; Health, Public; Liability; Pharmacy  
TYPE: Original  
DATE: April 6, 2000

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**FISCAL SUMMARY**

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
None			
<b>Total Estimated Net Effect on <u>All</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
None			
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 3 pages.

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Missouri Consolidated Health Care Plan**, the **Department of Economic Development - Division of Professional Registration**, the **Department of Health**, the **Department of Transportation**, the **Department of Conservation**, and the **Department of Insurance** assume this proposal would not fiscally impact their agencies.

**Department of Social Services - Division of Medical Services (DMS)** officials assume the proposal would not have a fiscal impact on DMS. DMS assumes that if a pharmacist refuses to fill a prescription for a Medicaid recipient, the recipient would go to a pharmacist that would fill the prescription. DMS assumes that the proposal would not cause any access issues to the high enrollment rate of pharmacy providers in the Medicaid program.

<u>FISCAL IMPACT - State Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

### FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

### DESCRIPTION

This proposal would allow pharmacists to refuse to fill any prescriptions which would be contrary to their established policy or their moral, ethical, or religious beliefs. No cause of action would accrue for such refusals. The would also prohibit public or private entities from denying employment to or discriminating against pharmacists on the grounds that they refuse to fill certain prescriptions.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

L.R. NO. 4547-01  
BILL NO. HB 2043  
PAGE 3 OF 3  
April 6, 2000

SOURCES OF INFORMATION

Department of Economic Development  
Division of Professional Registration  
Department of Social Services  
Missouri Consolidated Health Care Plan  
Department of Transportation  
Department of Public Safety  
Missouri State Highway Patrol  
Department of Conservation  
Department of Health  
Department of Insurance

A handwritten signature in black ink, appearing to read "Jeanne Jarrett". The signature is stylized with a large initial "J" and a cursive "e" at the end.

Jeanne Jarrett, CPA  
Director  
April 6, 2000